



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

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Attorney General

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February 21, 2006

Gary R. Brown, Director
Office of Emergency Medical Services
Virginia Department of Health
109 Governor Street, Suite UB-55
Richmond, Virginia 23219

Re: Repeal of 12 VAC 5-60

Dear Gary:

I have reviewed the proposed regulatory change that will repeal the State Emergency Medical Services Plan. The repeal of those regulations is constitutional and in conformity with the existing statutory provisions of the Code of Virginia.

The Board of Health has the authority to promulgate the regulatory changes under Va. Code § 32.1-12 and Va. Code § 32.1-111.3. The repeal is consistent with the Board's mandate as set forth in these sections. The Board of Health will not exceed its statutory authority in promulgating these regulatory amendments.

If I may be of further assistance, please do not hesitate to contact me.

Very truly yours,

Robin V. Kurz
Assistant Attorney General

cc: Douglas R. Harris

